

FILED  
JAMES BONIKI  
CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

04 DEC 28 PM 12:14

PATRICIA KAMMEYER, et al.

Plaintiffs

VS

CITY OF SHARONVILLE, et al.

Defendants

Case No.1:01-CV-00649

(Judge Spiegel)

(Magistrate Judge Black)

**NOTICE OF APPEAL**

Notice is hereby given that Michael K. Allen, Hamilton County Prosecutor, John Jay and Terry Gaines hereby appeal to the United States Court of Appeals for the Sixth Circuit, the District Court's Order in the above-captioned matter entered on December 20, 2004 denying the Motion to Quash Subpoena Directed to Non-Parties Michael K. Allen, Hamilton County Prosecutor, John Jay, Investigator and Terry Gaines, former Assistant Prosecuting Attorney and ordering the discovery requested by Plaintiffs.

Respectfully submitted,

MICHAEL K. ALLEN  
PROSECUTING ATTORNEY  
HAMILTON COUNTY, OHIO



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/s/Christian J. Schaefer, 0015494P  
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Attorneys for Michael K. Allen  
John Jay and Terry Gaines

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this document was served by upon each party or attorney of record in the proceedings by ordinary U.S. mail or electronically on this 28<sup>th</sup> day of December, 2004.



/s/ Mark C. Vollman, 0007040  
Assistant Prosecuting Attorney